

Exhibit 5

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

LEMOND CYCLING, INC.,
Plaintiff,
vs.
TREK BICYCLE CORPORATION,
Defendant & Third-Party
Plaintiff,
vs.
GREG LEMOND,
Third-Party
Defendant.

Civil No. 08-1010

**CERTIFIED
COPY**

VIDEOTAPED

DEPOSITION OF WARREN GIBSON

DATE: Tuesday, March 17, 2009

TIME: 9:04 a.m.

LOCATION: THE TOLL HOUSE HOTEL
140 South Santa Cruz Avenue
Santa Cruz Room
Los Gatos, CA 95030

REPORTED BY: AUDREY KOLTERER, CSR NO. 11875

#32982

Advantage *ARs* Reporting

Services, LLC

1083 Lincoln Avenue, San Jose, California 95125, Telephone (408) 920-0222, Fax (408) 920-0188

10:17:32 1 10:17.

10:17:35 2 EXAMINATION BY MS. RAHNE:

10:17:35 3 Q. Thank you, Mr. Gibson. I am going to touch
10:17:38 4 on a few of the things that Mr. Weber touched on just
10:17:41 5 briefly. We won't be here very long.

10:17:43 6 I want to go back and talk a little bit about
10:17:47 7 the PTI agreement that you negotiated for Mr. LeMond.
10:17:50 8 You negotiated that over a brief period; isn't that
10:17:53 9 true? The PTI agreement, you negotiated that on behalf
10:17:56 10 of Mr. LeMond?

10:17:56 11 A. Yes.

10:17:57 12 Q. At the time you were negotiating that,
10:18:01 13 Mr. Gibson, did you have any personal concerns about
10:18:05 14 Mr. LeMond entering the mass market?

10:18:10 15 A. That was discussed with Mr. LeMond.

10:18:13 16 Q. Okay. Did you personally have any concerns,
10:18:16 17 though?

10:18:16 18 A. My personal thoughts on it?

10:18:19 19 Q. Correct.

10:18:19 20 A. At the beginning, yes.

10:18:21 21 Q. Okay. And then after the beginning you no
10:18:24 22 longer had concerns?

10:18:25 23 A. No.

10:18:25 24 Q. And why is that?

10:18:26 25 A. Greg didn't have any concerns.